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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit: 3753

Examiner: Not Yet Assigned

In re Application of:

John K. Apostolides

Serial No.:

10/612,205

Filing Date:

July 2, 2003

:  
:  
: METHODS AND SYSTEMS FOR  
: PERFORMING, MONITORING, AND  
: ANALYZING MULTIPLE MACHINE  
: FLUID PROCESSES  
:  
:  
:

SUBMISSION OF DUPLICATE PETITION UNDER 37 C.F.R. §1.28

Pittsburgh, Pennsylvania 15222-2312  
May 18, 2004

Commissioner for Patents  
Mail Stop Petitions  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Attached is a duplicate of a petition under 37 C.F.R. §1.28(c) entitled "Notification Under 37 C.F.R. §1.28(c)" (hereinafter "Petition") that was originally filed in connection with the above-identified application ("Application") in the United States Patent and Trademark Office via Express Mail on October 27, 2003. A copy of the Express Mail receipt and itemized return post card indicating that the Petition was received by the OIPE are also enclosed herewith.

"Express Mail" Mailing Label Number EU991103744US

Date of Deposit May 18, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

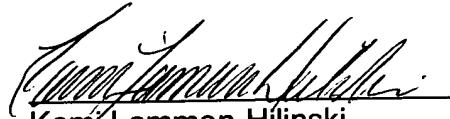
*[Signature]*

Based on a review of the file history of the Application available on the PAIR system and a discussion with the Office of Petitions, it appears that the Petition mailed on October 27, 2003 was entered into the record as a "Miscellaneous Incoming Letter." Further, our records indicated that the check in the amount of \$984.00 that was attached to the Petition was cashed on November 30, 2003. *However, no action has been taken on the Petition to date.*

Accordingly, Applicant respectfully requests that the Office of Petitions review and grant the Petition.

Should the Office have any questions regarding the Petition, please contact the undersigned to discuss.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'Kami Lammon-Hilinski', written over a horizontal line.

Kami Lammon-Hilinski

Reg. No. 51,913

Attorney for Applicant

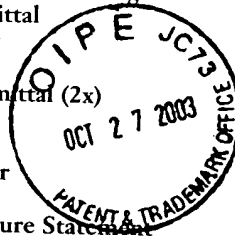
Kirkpatrick & Lockhart, LLP  
535 Smithfield Street  
Pittsburgh, Pennsylvania 15222-2312  
Phone: 412.355.8928  
Fax: 412.355.6501



S.N. 101612205 Docket No. 00478CIP  
Title: Methods & Systems...

The PTO acknowledges, and has stamped hereon,  
the date of receipt of the below items, which were  
mailed 10-21-03:

- ☐ New Pat. Appl. Tran.  
(Utility, Design, CPA, PROV.)
  - ☐ Fee Transmittal (2x)
  - ☐ Transmittal Letter
  - ☐ PCT Request and fee calc. sheet
  - ☐ PCT Chapter 2 Demand
  - ☐ Specification
  - ☐ \_\_\_\_\_ sheets of informal drawings
  - ☐ \_\_\_\_\_ sheets of formal drawings
  - ☐ Maint. Fee Transmittal
  - ☐ Oath/App. of Agent
  - ☐ Assignment
  - ☐ Amendment Transmittal (2x)
  - ☐ Amendment
  - ☐ 3.73 Statement
  - ☐ Terminal Disclaimer
  - ☐ Declaration(s)
  - ☐ Information Disclosure Statement
  - ☐ Form PTO 1449
  - ☐ References
  - ☐ REC Transmittal
  - ☐ Foreign Draft Check
  - ☐ Issue Fee
  - ☐ PTO Forms 85(b) (2x)
  - ☐ Fee Indication Sheet
  - ☒ check
  - ☒ Notification Under 37C.F.R. 1.28
- GDD:2v Express Mail





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George D. Dickos, Esq.  
Kirkpatrick & Lockhart LLP  
Henry W. Oliver Building  
535 Smithfield Street  
Pittsburgh, PA 15222-2312  
Our Files: 00478; CIPCON, CIPCIP, CIPCIPCON  
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PATENT  
Attorney Docket No. 00478CIPCIP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner Not Yet Assigned :

: METHODS AND SYSTEMS FOR PERFORMING  
MONITORING, AND ANALYZING MULTIPLE  
MACHINE FLUID PROCESSES

In re application of

John K. Apostolides :

Group Art Unit No. 3753 :

Serial No. 10/612,205 :

Filing Date July 2, 2003 :

NOTIFICATION UNDER 37 C.F.R. § 1.28(c)

Pittsburgh, Pennsylvania 15222  
October 27, 2003

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

1. On July 2, 2003, a small entity assertion was first made in the above-identified application.
2. This assertion of small entity status and the payment of fee(s) as a small entity was/were made in good faith.
3. It is now believed that such status as a small entity may have been established in error.

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"Express Mail" mailing label number ER524417421US

Date of Deposit October 27, 2003

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## 4. Itemization of the Fee(s) Paid as Small Entity

Fee(s) Paid As A Small Entity	Fee Actually Paid As A Small Entity	Current Fee	Deficiency Owed
<input checked="" type="checkbox"/> Filing fee paid on <u>July 2, 2003</u>	<u>\$375.00</u>	<u>\$770.00</u>	<u>\$395.00</u>
<input checked="" type="checkbox"/> Fee for excess claims (over 20) paid on <u>July 2, 2003</u>	<u>\$369.00</u>	<u>\$738.00</u>	<u>\$369.00</u>
<input checked="" type="checkbox"/> Fee for excess independent claims (over 3) paid on <u>July 2, 2003</u>	<u>\$210.00</u>	<u>\$430.00</u>	<u>\$220.00</u>
<input type="checkbox"/> ___ Mo. Extension of time fee paid on ___	<u>\$</u>	<u>\$</u>	<u>\$</u>
<input type="checkbox"/> The issue fee paid on ___	<u>\$</u>	<u>\$</u>	<u>\$</u>
<input type="checkbox"/> maintenance fee paid (First, second or third) on ___	<u>\$</u>	<u>\$</u>	<u>\$</u>
<input type="checkbox"/> Completion Fees paid on ___	<u>\$</u>	<u>\$</u>	<u>\$</u>
<input type="checkbox"/> Other	<u>\$</u>	<u>\$</u>	<u>\$</u>

5. The total deficiency which may be owed is \$984.00

☒ Attached is a ☒ check in the amount of \$984.00

☐ Authorization is hereby made to charge the amount of \$\_\_\_

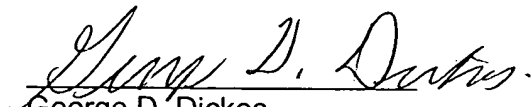
☐ to Deposit Account No. \_\_\_

☐ to Credit card as shown on the attached credit card information authorization form PTO-2038.

☒ Charge any additional fees required by this paper or credit any overpayment to Deposit Account No. 11-1110.

A duplicate of this paper is attached.

Respectfully submitted,

  
George D. Dickos

Registration No. 30,048

Attorney for Applicant

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535 Smithfield Street  
Pittsburgh, Pennsylvania 15222-2312  
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